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Intellectual Property Attorneys

Fax

To: Office of Initial Patent
Examination's Filing Receipt
Corrections

USPTO

From: Rick Gregory

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Pages: 8 including cover

Phone:

Date: December 3, 2003

Re: Application Serial No. 10/647,904
Atty Docket No. LMND.P044DC

CC:

☒ Urgent ☒ For Review ☒ Please Comment ☒ Please Acknowledge

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FILED VIA
TELEFACSIMILE TO THE UNITED STATES PATENT AND TRADEMARK OFFICE,
OFFICE OF INITIAL PATENT EXAMINATION'S FILING RECEIPT CORRECTIONS AT
(703) 746-9195 ON:

Date: December 3, 2003

By: R. Gregory, Jr.

Richard L. Gregory, Jr., Reg. No. 42,607

This transmission includes the following:

1. Request to Correct Filing Receipt (2 sheets);
2. Marked-up copy of Filing Receipt (2 sheets);
3. Copy of Utility Patent Application Transmittal (1 sheet); and
4. Copy of first two pages of Preliminary Amendment (2 sheets).

Confidentiality Note

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Atty. Docket No.: LMND.P044DC

PATENT

IN THE UNITED STATES PATENT OFFICE

In Re Patent Application of:

First Named Inventor: Matthew R. Selmon

Application No.: 10/647,904

Filed: August 25, 2003

Title: BLUNT MICRO-DISSECTION CATHETER

Examiner: To be assigned

Art Unit: 3763

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO CORRECT FILING RECEIPT

Sir:

Correction of the Filing Receipt mailed November 18, 2003 in connection with the above-identified patent application is hereby requested.

Correct Filing Date

The Filing Receipt incorrectly lists the application title as "Methods and apparatus for treating vascular." The correct title is "BLUNT MICRO-DISSECTION CATHETER" as indicated in the marked-up copy of the Filing Receipt enclosed herewith. A copy of the Utility Patent Application Transmittal showing the title is enclosed. Also, a copy of the first two pages of the Preliminary Amendment filed with the application is enclosed showing the title.

Conclusion

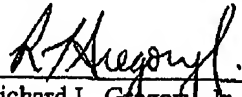
Applicant respectfully requests that the title be corrected and that a corrected Filing Receipt be mailed.

Authorization is hereby given to charge Deposit Account No. 501914 for any fee that may be due in connection with this Request. A duplicate of this Request is enclosed for Deposit Account charging purposes.

Respectfully submitted,

SHEMWELL GREGORY & COURTNEY LLP

Date December 3, 2003



Richard L. Gregory, Jr., Reg. No. 42,607
Tel. 408-236-6646



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/647,904	08/25/2003	3763	0.00	LMND.P044DC	30	32	5

Shemwell Gregory & Courtney LLP
Suite 201
4880 Stevens Creek Boulevard
San Jose, CA 95129

CONFIRMATION NO. 2339

FILING RECEIPT

OC000000011300625

Date Mailed: 11/18/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Matthew R. Selmon, Atherton, CA;
Charles F. Milo, Atherton, CA;
Robert L. Wynne, Pacifica, CA;
Suresh S. Pal, Mountain View, CA;
Kent D. Dell, Redwood City, CA;
Charles Gresi, San Francisco, CA;
Gerald Hansen, Newark, CA;
E. Richard Hill III, Berkeley, CA;

Domestic Priority data as claimed by applicant

This application is a CON of 09/538,441 03/29/2000 PAT 6,638,247
which is a DIV of 09/149,874 09/08/1998 PAT 6,508,825
which is a CIP of 08/775,264 02/28/1997 PAT 5,968,064

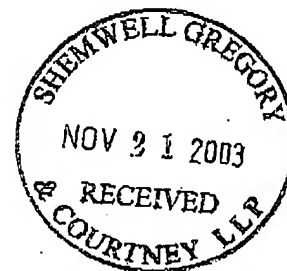
Foreign Applications

If Required, Foreign Filing License Granted: 11/18/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No



DOCKETED

Title

~~Methods and apparatus for treating vascular~~
Blunt micro-dissection catheter

Preliminary Class

604

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

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Approved for use through 10/31/2002. OMB 0861-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

UTILITY PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>		Attorney Docket No.	LMND.P044DC
		First Inventor	Matthew R. Selmon
		Title	Blunt Micro-Dissection Catheter
		Express Mail Label No.	EV 326 938 835 US

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i>		7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)	
2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)	
3. <input checked="" type="checkbox"/> Specification [Total Pages 75] <i>(Preferred arrangement set forth below)</i> <ul style="list-style-type: none"> - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 		a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies	
4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 30]		ACCOMPANYING APPLICATION PARTS	
5. Oath or Declaration [Total Pages 40] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d)) <i>(for continuation/divisional with Box 18 completed)</i>		9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))	
i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).		10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney <i>(when there is an assignee)</i>	
6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76		11. <input type="checkbox"/> English Translation Document (if applicable)	
		12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations	
		13. <input checked="" type="checkbox"/> Preliminary Amendment	
		14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>	
		15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>	
		16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.	
		17. <input type="checkbox"/> Other:	

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

Prior application information:

Examiner Gwen Phanliphandof prior application No.: 09 / 538,441Group Art Unit: 3731

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label		<input type="checkbox"/> Correspondence address below	
Name	Shemwell Gregory & Courtney LLP		
Address	4880 Stevens Creek Boulevard Suite 201		
City	San Jose	State	California
Country	U.S.A.	Zip Code	95129
Telephone	408-236-6646	Fax	408-236-6641

Name (Print/Type)	Richard L. Gregory, Jr.	Registration No. (Attorney/Agent)	42,607
Signature	<i>R. Gregory</i>	Date	8-25-2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Attorney Docket No. LMND.P044.DC

Atty. Docket No. LMND.P044.DC

PATENT

IN THE UNITED STATES PATENT OFFICE

In Re Application of:

Selmon, et al.

Application No. Not yet assigned

Filed: August 25, 2003

For: BLUNT MICRO-DISSECTION CATHETER
(AS AMENDED)

Examiner: Not yet assigned
Art Unit: Not yet assigned

Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to examination and calculation of the filing fee of the above-identified patent application on the merits, please enter the following amendments.

Please amend the application as indicated below and consider the remarks that follow the amendments.

Attorney Docket No. LMND.P044.DC

IN THE SPECIFICATION

On the cover page and at the top of page 2, please replace the title with the following title as amended:

- 1 ~~METHODS AND APPARATUS FOR TREATING VASCULAR OCCLUSIONS~~
- 2 BLUNT MICRO-DISSECTION CATHETER

On the cover page, please replace the list of inventors with the following list as amended.

- 1 Inventors: Matthew R. Selmón M.D., Charles F. Milo, Robert L. Wynne, Suresh
- 2 Pai, Kent Dell, and Charles Gresl, Gerald Hansen, and E. Richard Hill III

On page 2, lines 3-4, replace the entire paragraph with the following paragraph as amended.

- 1 ~~The following~~ This patent application is a continuation of United States Patent
- 2 Application Number 09/538,441 filed March 29, 2000, which is a divisional of United
- 3 States Patent Application Number 09/149,874 filed September 8, 1998, now United
- 4 States Patent Number 6,508,825, which is a continuation-in-part application of Serial No.
- 5 United States Patent Application Number 08/775,264 filed on February 28, 1997, now
- 6 United States Patent Number 5,968,064.

On page 21, lines 1-2, delete the entire paragraph and replace with the following paragraphs as follows.

- 1 ~~Figs. 22A-24A are simplified side views of a various catheter shaft~~
- 2 ~~configurations.~~
- 3 Figs. 22A-B show side and cross-sectional views of a catheter shaft, under an
- 4 embodiment.
- 5 Figs. 23A-B show side and cross-sectional views of a catheter shaft, under an
- 6 alternative embodiment.
- 7 Figs. 24A-B show side and cross-sectional views of a catheter shaft, under
- 8 another alternative embodiment.